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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,  
v.

TOMAS CHAVEZ DIAZ,

Defendants.

No. CR 10-00751-LHK

STIPULATION AND ~~PROPOSED~~  
ORDER CHANGING STATUS HEARING  
FROM JUNE 8, 2011, AT 10:00 A.M TO  
JUNE 22, 2011 AT 10:00 A.M. AND  
EXCLUDING TIME FROM JUNE 8, 2011  
TO JUNE 22, 2011

This matter is currently set for a status hearing on June 8, 2011, at 10:00 a.m. The parties request that the status hearing be rescheduled to June 22, 2011, at 10:00 a.m. because counsel for the defense has a schedule conflict, and that time be excluded under the Speedy Trial Act

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*US v. Perez, et al.*, CR 10-00751-LHK  
Stipulation and ~~Proposed~~ Order re Status Hearing

from June 8, 2011 to June 22, 2011, to permit the parties the reasonable time necessary for effective preparation.

DATED: June 7, 2011

MELINDA HAAG  
United States Attorney

/s/  
Thomas A. Colthurst  
Assistant United States Attorney

/s/  
James Phillip Vaughns, Esq.  
Counsel for Defendant

**ORDER**

Based upon the stipulation of the parties, and for good cause shown, IT IS HEREBY ORDERED THAT the status hearing in this case be rescheduled from June 8, 2011, at 10:00 a.m. to June 22, 2011 at 10:00 a.m.

For good cause shown, the Court further finds that failing to exclude the time between June 8, 2011 and June 22, 2011, would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time between June 8, 2011 and June 22, 2011, from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial.

Therefore, IT IS HEREBY FURTHER ORDERED that the time between June 8, 2011 and June 22, 2011, shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

IT IS SO ORDERED.

DATED: 6/7/11

*Lucy H Koh*  
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THE HONORABLE LUCY H. KOH  
UNITED STATES DISTRICT JUDGE  
NORTHERN DISTRICT OF CALIFORNIA

*Basis for finding is continuity of defense Counsel.*  
US v. Perez, et al., CR 10-00751-LHK  
Stipulation and ~~Proposed~~ Order re Status Hearing